

JFW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

14

Application Number

10/628,519

Filing Date

7/28/2003

First Named Inventor

Gegory A. Ehlers

Art Unit

3621

Examiner Name

Christina O. Scherr

Attorney Docket Number

4834-00007

ENCLOSURES (Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)



Reply to Missing Parts/
Incomplete Application



Reply to Missing Parts
under 37 CFR 1.52 or 1.53



Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a
Provisional Application



Power of Attorney, Revocation
Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____



Landscape Table on CD



After Allowance Communication to TC



Appeal Communication to Board
of Appeals and Interferences



Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)



Proprietary Information



Status Letter



Other Enclosure(s) (please identify
below):

Return Receipt Postcard

Remarks



05-08-2006

U.S. Patent & TMO/TM Mail Rcpt Dt. #72

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Andrus, Sceales, Starke & Sawall, LLP

Signature

Joseph D. Kuborn

Printed name

Joseph D. Kuborn

Date

5/5/06

Reg. No.

40,689

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Roni Haupt

Typed or printed name

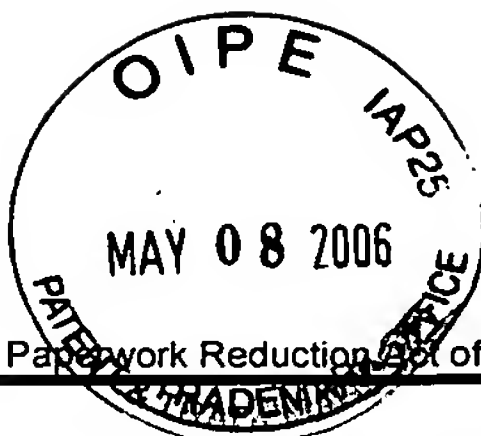
Roni Haupt

Date

5-5-06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OMB 0651-0032

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2006

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$0.00

Complete if Known

Application Number	10/628,519
Filing Date	7/28/2003
First Named Inventor	Gegory A. Ehlers
Examiner Name	Christina O. Scherr
Art Unit	3621
Attorney Docket No.	4834-00007

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☐ Deposit Account Deposit Account Number: 01.2000 Deposit Account Name: Andrus, Sceales, Starke & Sawall, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims - 20 = **Extra Claims** x **Fee (\$)** = **Fee Paid (\$)** \$0.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims - 3 = **Extra Claims** x **Fee (\$)** = **Fee Paid (\$)** \$0.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	\$0.00

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

Fees Paid (\$)

SUBMITTED BY

Signature

Registration No. 40,689
(Attorney/Agent)

Telephone 414-271-7590

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Joseph D. Kuborn

Date 5/5/06

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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May 5, 2006

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Re: Pending U.S. Patent Appln. No. 10/628,519
SYSTEM AND METHOD FOR CONTROLLING DELIVERING
OF A COMMODITY
Inventors: G.A. Ehlers, J.H. Turner, J. Beaudet, R. Strich, G. Loughmiller
Invensys #02503C2
Andrus Ref.: 4834-00007

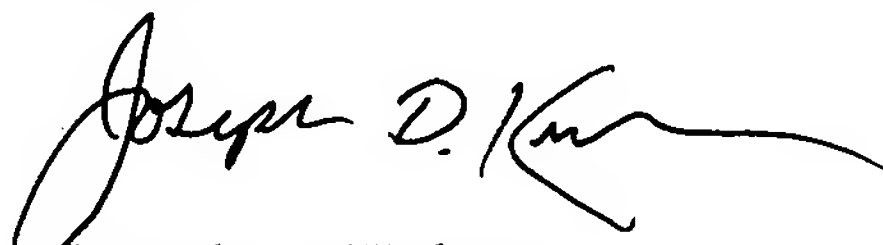
Dear Kelli:

Enclosed is a copy of the Response to Restriction Requirement that was filed in the U.S. Patent Office on May 5, 2006.

I will keep you advised.

Very truly yours,

ANDRUS, SCEALES, STARKE & SAWALL, LLP


Joseph D. Kuborn

JDK:rh
Enclosure



05-08-2006
U.S. Patent & TMO/TM Mail Rcpt Dt. #72



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. :	10/628,519	)	CERTIFICATE OF MAILING
Applicant :	Gregory A. Ehlers et al.	)	I hereby certify that this correspondence is
Filed :	7/28/2003	)	being deposited with the United States
Title :	System and Method for	)	Postal Service with sufficient postage as
	Controlling Delivering	)	first class mail in an envelope addressed to:
	of a Commodity	)	Commissioner of Patents, P.O. Box 1450,
TC/A.U. :	3621	)	Alexandria, VA 22313-1450, on this <u>5th</u>
Examiner :	Christina O. Scherr	)	day of May, 2006.
)	
Docket No. :	4834-00007	)	<u>Roni Haupt</u> <u>5-5-06</u>
		)	Roni Haupt Date

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop: Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper responds to the Office Action mailed April 10, 2006.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 12 of this paper.